

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION**

**INTELLECTUAL VENTURES II, LLC,**

**PLAINTIFF,**

**vs.**

**AT&T CORP. D/B/A AT&T ADVANCED  
SOLUTIONS D/B/A SBC ADVANCED  
SOLUTIONS; AT&T COMMUNICATIONS OF  
TEXAS, LLC; AT&T OPERATIONS, INC.;  
AT&T SERVICES, INC.; AT&T VIDEO  
SERVICES, INC. A/K/A AT&T VIDEO  
SERVICES, LLC; SBC INTERNET  
SERVICES, INC. D/B/A AT&T  
ENTERTAINMENT SERVICES D/B/A  
AT&T INTERNET SERVICES D/B/A  
PACIFIC BELL INTERNET SERVICES; AND  
SOUTHWESTERN BELL  
TELEPHONE COMPANY,**

**DEFENDANTS.**

**Civil Action No. 1:13-CV-00116-LY  
(LEAD CASE)**

**INTELLECTUAL VENTURES II, LLC,**

**PLAINTIFF,**

**vs.**

**CENTURYTEL BROADBAND  
SERVICES, LLC D/B/A CENTURYLINK AND  
QWEST CORP. D/B/A CENTURYLINK QC,**

**DEFENDANTS.**

**Civil Action No. 1:13-CV-00118-LY**

**INTELLECTUAL VENTURES II, LLC,**

**PLAINTIFF,**

**vs.**

**Civil Action No. 1:13-CV-00119-LY**

**WINDSTREAM COMMUNICATIONS  
TELECOM, LLC, WINDSTREAM  
COMMUNICATIONS KERRVILLE, LLC,  
WINDSTREAM SUGARLAND INC., TEXAS  
WINDSTREAM, INC., VALOR  
TELECOMMUNICATIONS OF TEXAS, LLC  
D/B/A WINDSTREAM COMMUNICATIONS  
SOUTHWEST, PAETEC  
COMMUNICATIONS, INC., AND MCLEOD  
USA TELECOMMUNICATIONS SERVICES,  
LLC D/B/A PAETEC BUSINESS SERVICES,  
  
DEFENDANTS.**

### **JOINT CLAIM CONSTRUCTION STATEMENT**

Pursuant to paragraph 6 of the Court’s Joint Initial Scheduling Order, Plaintiff Intellectual Ventures II, LLC and Defendants in the above captioned cases, Civil Action Nos. 1:13-CV-00116-LY, 1:13-CV-00118-LY, and 1:13-CV-00119-LY, (collectively, “Defendants”), hereby submit their Joint Claim Construction Statement with respect to the asserted claims of U.S. Patent No. 6,246,695 (“695 Patent”); U.S. Patent No. 6,424,636 (“636 Patent”); U.S. Patent No. 6,798,735 (“735 Patent”); U.S. Patent No. 7,817,532 (“532 Patent”); U.S. Patent No. 6,266,348 (“348 Patent”); U.S. Patent No. 5,534,912 (“912 Patent”); 5,790,548 (“548 Patent”); U.S. Patent No. 6,101,182 (“182 Patent”); U.S. Patent No. 6,567,473 (“473 Patent”); U.S. Patent No. 6,667,991 (“991 Patent”); U.S. Patent No. 7,649,928 (“928 Patent”); U.S. Patent No. 7,860,175 (“175 Patent”); U.S. Patent No. 8,045,601 (“601 Patent”); U.S. Patent No. 6,498,808 (“808 Patent”); U.S. Patent No. 6,654,410 (“410 Patent”); U.S. Patent No.

7,508,876 (“’876 Patent”); U.S. Patent No. 6,647,068 (“’068 Patent”); U.S. Patent No. 7,272,171 (“’171 Patent”); and U.S. Patent No. 7,826,545 (“’545 Patent”).

**I. PROPOSED CONSTRUCTION OF EACH DISPUTED CLAIM TERM, PHRASE, OR CLAUSE AND IDENTIFICATION OF SUPPORT**

The charts in attached Exhibit A identify disputed claim terms, phrases, or clauses. Each chart sets forth by patent family each party’s positions regarding proposed constructions of these disputed claim terms, phrases, or clauses, together with an identification of intrinsic evidence and extrinsic evidence of the parties in support of their constructions. Each party reserves the right to rely on the evidence proffered by the other. The parties agree that citations to the specification of a patent within a related family also applies to other patents within that family; consequently, the parties reserve the right to rely upon similar disclosures in any non-cited asserted patents within the same family. In view of the expert disclosure deadline being set for April 11, 2014, the parties agree that no citation of expert evidence need be included in this joint claim construction statement and attached exhibits.

**II. CONSTRUCTION OF CLAIM TERMS, PHRASES, OR CLAUSES ON WHICH THE PARTIES AGREE**

The charts in attached Exhibit B identify claim terms, phrases, or clauses for which the parties agree on the construction. Each chart sets forth by patent family the parties’ agreed constructions for these claim terms, phrases, or clauses.

Dated: February 21, 2014

Respectfully submitted,

By: /s/ Jeffrey B. Plies

Jeffrey B. Plies

Signature on file with the U.S. District Clerk

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the above and foregoing document has been served on all counsel of record via electronic delivery on February 21, 2014.

By: /s/ Ali Dhanani